



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilman James L. Furstenberg
Councilwoman Laurie P. Marchini

City Administrator Jeffrey F. Silka
City Solicitor Michael Scott Cohen
City Clerk Allison K. Layton

MINUTES

M&CC Regular Meeting
57 N. Liberty Street

DATE: November 07, 2023

I. OPEN SESSION – 6:15 p.m.

II. Pledge of Allegiance

III. Roll Call

PRESENT:

Council Member Eugene T. Frazier
Council Member James L. Furstenberg, III
Council Member Laurie P. Marchini
President Raymond M. Morriss

Council Member Richard J. "Rock" Cioni was absent

Also Present: Jeffrey F. Silka, City Administrator; Allison K. Layton, City Clerk; Media Representatives

IV. Statement of Closed Meeting

Mayor Morriss announced that a closed session had been held at 4:00 p.m. on November 7, 2023 and read into the record a summary of that meeting which is attached hereto and made a part of these minutes as required under Section 3-306 (c)(2) of the General Provisions Article of the Annotated Code of Maryland.

V. Proclamations

1. Proclaiming the month of November, 2023 as Municipal Government Month in the City of Cumberland

Mayor Morriss read the proclamation.

2. Proclaiming the month of November, 2023 as Family Court Awareness Month in the City of Cumberland

Mayor Morriss read the proclamation.

VI. Director's Reports

Motion to approve the report was made by Council Member Frazier, seconded by Council Member Marchini, and was passed on a vote of 4-0.

(A) Utilities - Flood, Water, Sewer

1. Utilities Division Water/Sewer/Flood Monthly Reports September and October 2023

VII. Approval of Minutes

Motion to approve the minutes was made by Council Member Furstenberg, seconded by Council Member Marchini, and was passed on a vote of 4-0.

1. Approval of the Work Session and Regular Session Minutes of October 17, 2023, and the Council Retreat Open Work Session Minutes of October 19, 2023

VIII. Public Comments

No Comments

All public comments are limited to 5 minutes per person

IX. Unfinished Business

(A) Ordinances

1. **Ordinance 3967** (*2nd and 3rd Readings*) - providing for the closure of an unnamed alley in the City of Cumberland running from Garden View Drive, bounded on both sides by property owned by Jimmie C. O'Neal.

SECOND READING: The Ordinance was submitted in title only for its second reading. **Motion** to accept the reading and move to the third after comment was made by Council Member Frazier, seconded by Council Member Marchini, and was passed on a vote of 4-0.

Mayor Morriss called for questions or comments. Being none, the ordinance moved to its third reading.

THIRD READING: The ordinance was submitted in title only for its third reading and was passed on a vote of 4-0.

2. **Ordinance 3968** (*2nd and 3rd Readings*) - providing for the closure of a right of way by the name of Orlando Street in the City of Cumberland which runs between Wiley Street and Garden View Drive and is bounded on both sides by property owned by Jimmie C. O'Neal.

SECOND READING: The ordinance was submitted in title only for its second reading. **Motion** to accept the reading and move to the third after comment was made by Council

Member Furstenberg, seconded by Council Member Marchini, and was passed on a vote of 4-0.

Mayor Morriss called for questions or comments. Being none, the ordinance moved to its third reading.

THIRD READING: The ordinance was submitted in title only for its third reading and was passed on a vote of 4-0.

3. **Ordinance 3969** (*2nd and 3rd Readings*) - to enact Section 22-12 of the Cumberland City Code pertaining to the prohibition of habitation in vehicles parked on public property and to amend Section 13-48(a) of the said code for the purpose of authorizing the towing of vehicles parked on public property for more than 24 hours after having been cited.

SECOND READING: The ordinance was submitted in title only for its second reading. **Motion** to accept the reading and move to the third after comment was made by Council Member Marchini, seconded by Council Member Frazier, and was passed on a vote of 4-0.

Mayor Morriss called for questions or comments. Being none, the ordinance moved to its third reading.

THIRD READING: The ordinance was submitted in title only for its third reading and was passed on a vote of 4-0.

X. New Business

(A) Orders (Consent Agenda)

Mr. Silka reviewed each item on the Consent Agenda, and Mayor Morriss called for questions or comments. **Motion** to approve each item was made by Council Member Furstenberg, seconded by Council Member Marchini, and was passed on a vote of 4-0.

Order 27,351 - accepting the proposal from North East Technical Sales for the purchase and installation of a phosphate analyzer for the Water Reclamation Facility in the not to exceed amount of \$27,211.

Order 27,352 - accepting the State bid from Hertrich Fleet Services Inc. for two (2) road ready 2023 RAM Special Service Vehicle (SSV) Crew Cab 4 x 4 vehicles at a total cost of \$79,678.

Order 27,353 - rescinding Order No. 27,271, passed July 18, 2023, authorizing the purchase of four (4) 2024 Police Interceptor Utility Vehicles from Hertrich Fleet Services Inc. due to supply issues and accepting the bid from Laurel Auto Group Inc. for four (4) 2023 Ford Interceptor SUV vehicles at a total cost of \$168,000.00.

Order 27,354 - declaring vehicles and equipment to be surplus and authorizing them for sale, trade in or scrap.

Mr. Silka advised that this surplus is a 2001 Chevrolet Van from the CPD.

Order 27,355 - executing a Donation Agreement between the Mayor and City Council of Cumberland and Joseph L. Bates and Karen Bates for the donation of a parcel of real property to the City at 252 Elder Street (Tax ID No. 04-003888).

Order 27,356 - abating taxes on fourteen (14) City-owned properties obtained through property donation.

Order 27,357 - abating taxes and utilities on City-owned properties obtained through tax sale foreclosure: 222 N. Lee Street, 469 Goethe Street and 217 Knox Street.

Order 27,358 - lifting Section 11-113 of the City Code for the following events: “Tree Lighting“ event to be held November 24th, 2023 from 5:00 PM until 10:00 PM, “Winter Festival and Market” events to be held December 2nd and 9th, 2023 from 5:00 PM until 10:00 PM and “New Years Eve” event to be held on December 31st, 2023 – January 1, 2024 from 7:00 PM until 1:00 AM, to allow for the use of open containers of alcohol within certain areas of the downtown; notwithstanding that open glass containers shall not be permitted.

Mr. Silka noted that the updated map now includes the Canal Place area, due to the ongoing construction on Baltimore Street.

Order 27,359 - authorizing a 1-year extension to Burgmeier's Hauling, Inc. Municipal Curbside Solid Waste and Recycling contract (22-18-M) at the same rate not to exceed \$111,751.79 per month for the term July 1, 2024 through June 30, 2025.

Order 27,360 - authorizing the extension of the Noble Environmental - Mountainview Landfill contract by one year at a rate not to exceed \$40.87 per ton tipping fee for the term July 1, 2024 through June 30, 2025.

Order 27,361 - approving the proposal from Link Computer Corporation for the renewal of the Cisco WebEx cloud-based phone system for a one-year term from November 28, 2023 to November 28, 2024, in the amount not to exceed \$30,135.

XI. Public Comments

No Comments

All public comments are limited to 5 minutes per person

XII. Adjournment

With no further business at hand, the meeting adjourned at 6:35 p.m.

Minutes approved on November 21, 2023

Raymond M. Morriss, Mayor

ATTEST: Allison K. Layton, City Clerk